

JAN 07 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-624-A1)

| | | |
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| In re Application of: |) | |
| |) | |
| Daniel Yohannes et al. |) | Examiner: |
| |) | Kahsay Habte |
| Serial No.: 10/670,077 |) | |
| |) | Art Unit: 1624 |
| Filed: September 23, 2003 |) | |
| |) | Confirmation No.: 6869 |
| For: Heterocyclic Compounds as Ligands of |) | |
| the GABA _A Receptor |) | |

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. Section 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. Copies of the references can be found in the file of parent application serial number 09/924,174, filed August 6, 2001, now U.S. Patent 6,653,471, of which the present application is a continuation. These references are also listed on the enclosed PTO Form 1449.

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative relevance between references, whether cited in this or prior statements. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

United States Patents

1. Covey et al., United States Patent No. 5,344,826, issued September 6, 1994.
2. Albaugh et al., United States Patent No. 5,723,462, issued March 3, 1998.

Foreign Documents

3. International publication No. WO 98/50384, published November 12, 1998.
4. International publication No. WO 98/50385, published November 12, 1998.
5. International publication No. WO 99/00391, published January 7, 1999.
6. International publication No. WO 99/29319, published June 17, 1999.
7. International publication No. WO 99/43681, published September 2, 1999.
8. International publication No. WO 99/43682, published September 2, 1999.

Other Documents

9. Leusink, et al., (1992), *J. Chem. Soc., Chem. Commun.*, pp. 1401-1402.

In accordance with MPEP Sections 609 and 707.05(b), it is requested the document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

Respectfully Submitted,

Date: January 7, 2005

By:

Raafat Shaltout
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Sheet 1 of 1

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| FORM PTO-1449 (Rev. 2-32) U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) | Atty. Docket No. 00-624-A1 | Serial No. 10/670,077 |
| | Applicant: Daniel Yohannes, et al. | |
| | Filing Date: September 23, 2003 | Group: 1624 |

U.S. PATENT DOCUMENTS

| Examiner Initial | | Document Number | Date | Name | Class | Subclass | Filing Date If Appropriate |
|------------------|----|-----------------|-------------|----------------|-------|----------|----------------------------|
| | 1. | 5,344,826 | Sep 6, 1994 | Albaugh et al. | | | |
| | 2. | 5,723,462 | Mar 3, 1998 | Covey et al. | | | |

FOREIGN PATENT DOCUMENTS

| Examiner Initial | | Document Number | Date | Country | Class | Subclass | Translation | |
|------------------|----|-----------------|---------------|---------|-------|----------|-------------|----|
| | | | | | | | Yes | No |
| | 3. | WO 98/50384 | Nov 12, 1998 | | | | | |
| | 4. | WO 98/50385 | Nov 12, 1998 | | | | | |
| | 5. | WO 99/00391 | Jan 7, 1999 | | | | | |
| | 6. | WO 99/29319 | June 17, 1999 | | | | | |
| | 7. | WO 99/43681 | Sept 2, 1999 | | | | | |
| | 8. | WO 99/43682 | Sept 2, 1999 | | | | | |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc).

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|----------|---|
| 9. | Leusink, et al., (1992), <i>J. Chem. Soc., Chem. Commun.</i> , pp. 1401-1402. |
| EXAMINER | DATE CONSIDERED |

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.